

## THE UNIVERD STRAYES OF AMIERIOR

TO ALL TO WHOM THUSE PRESENTS SHAM, COME;

AXHL Cechnology Holding Company, LLC

MOTORS, THERE HAS BEEN PRESENTED TO THE

## Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED PRANT, THE SAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT (S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) APPLICADED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT WARRETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC EXPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY  ${
m LAW}$ , THE TO EXCLUDE OTHERS FROM SELLING THE VARIETY OF OFFERING IT FOR SALE, OR REPRODUCING IT, OR TING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE LURPOSES, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT BY THE PLANT VARIETY PROTECTION ACT. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

#### SOYBEAN

'2388028'

In Jestimonn Thereof, I have hereunto set my hand and caused the seal of the Hunt Unriety Frotection Office to be affixed at the City of Washington, D.C. this thirtieth day of July, in the year two thousand and eight.

Plant Variety Protection Office

Colword To Suboli

U.S. DEPARTMENT OF AGRICULTURE AGRICULTURAL MARKETING SERVICE

SCIENCE AND TECHNOLOGY DIVISION - PLANT VARIETY PROTECTION OFFICE

#### APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

(Instructions and information collection burden statement on reverse)

The following statements are made in accordance with the Privacy Act of 1974 (5U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

|   |                    | •                |             | 1                |   |                                       |   |
|---|--------------------|------------------|-------------|------------------|---|---------------------------------------|---|
| 1. NAME OF OWNER  |                    |                  |             |                  | 2. TEMPORARY DESIGE EXPERIMENTAL NA           | · · · · · · · · · · · · · · · · · · · | 3. VARIETY NAME                         |
| D&PL Technology Holding Compa   | ny, LLC.           |                  |             |                  | J01-711                                       |                                       | 2388028                                 |
|   |                    |                  |             |                  |   |                                       |   |
| <ol> <li>ADDRESS (Street and No., or R.F.D. No., City, State, a</li> </ol>  | and ZIP Code, and  | Country )        |             |                  | <ol><li>TELEPHONE (include</li></ol>          |                                       | PVPO NUMBER                             |
| PO Box 157<br>100 Main Street   |                    |                  |             |                  | (662) 74                                      |                                       | ·<br>•                                  |
| Scott, Mississippi 38772  |                    | •                |             |                  | 6. FAX (include area cod                      | le)                                   | 20070012                                |
| USA   |                    |                  |             |                  | (662) 74                                      | 2-3182                                | FILING DATE                             |
| 7. IF THE OWNER IS NOT A "PERSON" GIVE FORM OF  | 8 IE INV           | CORPORATED       | GIVE        |                  | 9. DATE OF INCORPOR                           |                                       | 0///                                    |
| ORGANIZATION (corporation, partnership, association,  | I                  | E OF INCORP      |             |                  | S. DATE OF INCORPOR                           | ATION                                 | 2/6/2007                                |
| Limited Liability Company   |                    | Delaware         |             |                  | February :                                    |                                       |   |
| 10. NAME AND ADDRESS OF OWNER REPRESENTAT   | IVE(S) TO SERVE    | IN THIS APPL     | ICATION     | I. (First person | listed will receive all pape                  | ers)                                  | FILING AND EXAMINATION<br>FEE:          |
| Delta and Pine Land Company   |                    |                  |             |                  |   |                                       | 11387                                   |
| Kelly Casavechia<br>P.O. Box 157  |                    |                  |             |                  |   |                                       | \$ 930C                                 |
| Scott, MS 38772   |                    |                  |             |                  |   |                                       | \$ 4367<br>DATE 2/6/2007                |
|   |                    |                  |             |                  |   |                                       |   |
|   |                    |                  |             |                  |   |                                       | \$ 768.00                               |
|   |                    |                  |             |                  |   |                                       | * 768.00<br>DATE 10/26/2007             |
| TELEPHONE (include area code) 12. FAX (include a  | area code)         |                  | 13. E_M.    | AIL              |   | 14. CROP K                            | (IND (Common Name)                      |
|   |                    |                  |             |                  |   |                                       |   |
|   | 62) 742-3182       |                  |             |                  | chia@deltaandpine                             |                                       | Soybean                                 |
| 5. GENUS AND SPECIES NAME OF CROP   |                    | 16. FAMILY N     | AME (Bo     | tanical)         |   | 17. IS THE Y                          | VARIETY A FIRST GENERATION<br>?         |
| Glycine Max   |                    |                  | L           | .EGUMINOS        | AE  | [                                     | YES X NO                                |
| 8. CHECK APPROPRIATE BOX FOR EACH ATTACHME  | ENT SUBMITTED      | (Follow instruct | ions on     |                  |   |                                       | TETY BE SOLD AS A CLASS OF              |
| reverse). a. X Exhibit A. Origin and Breeding History of the Va   | ariety             |                  |             | CERTIFIE         | ED SEED? (See Section                         | 83(a) of the Plant Variet             | y Protection Act)                       |
| b. X Exhibit 8. Statement of Distinctness c. X Exhibit C. Objective Description of the Variety  |                    |                  |             |                  | ES (If "yes", answer item                     | ıs 20 💢 l                             | NO (If "no", go to item 22)             |
| d. X Exhibit D. Additional Description of the Variety   | (Optional)         |                  |             |                  | and 21 below)  OWNER SPECIFY THAT             | SEED OF THIS VARIETY                  | BE LIMITED AS TO NUMBER                 |
| e. x Exhibit E. Statement of the Basis of the Owner's f. x Voucher Sample (2,500 viable untreated seeds                                   | •                  | rated variation  |             | OF GENER         | RATIONS?                                      |                                       |   |
| venification that tissue culture will be deposited a  |                    |                  | blic        |                  | /ES   | <b>⊠</b> r                            | <b>10</b>                               |
| repository) g. x}Filing and Examination Fee (\$2,450), made pay:  | able to "Treasurer | of the United    |             | 21. IF "YES"     | TO ITEM 20, WHICH CLA                         | SSES OF PRODUCTION                    | ON BEYOND BREEDER SEED?                 |
| States" (Mail to the Plant Variety Protection Office  | e)                 |                  |             |                  | FOUNDATION                                    | REGISTERED                            | CERTIFIED                               |
| <ol><li>HAS THE VARIETY (INCLUDING ANY HARVESTED I<br/>FROM THIS VARIETY BEEN SOLD, DISPOSED OF, T</li></ol>                              |                    |                  |             |                  | RIETY OR ANY COMPONE<br>Y RIGHT (PLANT BREEDE |                                       | ROTECTED BY INTELLECTUAL<br>?           |
| OTHER COUNTRIES?  | ·                  |                  |             |                  |   |                                       |   |
| IF YES, YOU MUST PROVIDE THE DATE OF FIRST S.   | ALE, DISPOSITION   | N, TRANSFER,     | OR USE      | IF YES, G        | IVE COUNTRY, DATE O                           | NO<br>F FILING OR ISSUANC             | E AND ASSIGNED                          |
| FOR EACH COUNTRY AND THE CIRCUMSTANCES.   | •                  |                  |             |                  | NCE NUMBER. (Please (                         |                                       |   |
| <ol> <li>The owners declare that a viable sample of basic seed<br/>for a tuber propagated variety a tissue culture will be de-</li> </ol> |                    |                  |             |                  |   | t in accordance with suc              | th regulations as may be applicable, or |
| The undersigned owner(s) is(are) the owner of this sex  |                    |                  |             | variety, and be  | elieve(s) that the variety i                  | s new, distinct, uniform,             | and stable as required in Section 42,   |
| and is entitled to protection under the provisions of Sec<br>Owner(s) is(are) informed that false representation her                      | _                  | •                |             | penalties.       |   |                                       |   |
| GNATURE OF OWNER  |                    |                  | <del></del> | RE OF OWNE       | R ~ /   | //                                    |   |
| Jokany Mr. Vinke  | 1                  |                  | U           | Ull              | - //  | di                                    |   |
| AME (Please print or type)  |                    | <u> </u>         | IAME (PI    | ease print or ty | pe)   | 7                                     |   |
| Jeffrey M. Tyler  |                    |                  | Willi       | iam V. Hu        | gie   |                                       |   |
| APACITY OR TITLE  | ATE                | 27               |             | Y OR TITLE       | <del></del>                                   | 444                                   | DATE                                    |
| Soybean Breeder   | 02-02              | 0/               | Vice        | Presider         | nt/Director of Re                             | esearch                               | 02-02-07                                |
|   |                    |                  |             |                  |   |                                       |   |

#### Instructions

GENERAL: To be effectively filed with the Plant Variety Protection Office (PVPO), ALL of the following items must be received in the PVPO: (1) Completed application form signed by the owner; (2) completed exhibits A, B, C, E; (3) for a seed reproduced variety at least 2,500 viable untreated seeds, for a hybrid variety at least 2,500 untreated seeds of each line necessary to reproduce the variety, or for tuber reproduced varieties verification that a viable (in the sense that it will reproduce an entire plant) tissue culture will be deposited and maintained in an approved public repository; (4) check drawn on a U.S. bank for \$2,705 (\$320 filing fee and \$2,385 examination fee), payable to "Treasurer of the United States" (See Section 97.6 of the Regulations and Rules of Practice.) Partial applications will be held in the PVPO for not more than 90 days, then returned to the applicant as unfilled. Mail application and other requirements to Plant Variety Protection Office, AMS, USDA, Room 500, NAL Building, 10301 Baltimore Avenue, Beltsville, MD 20705-2351. Retain one copy for your files. All items on the face of the application are self explanatory unless noted below. Corrections on the application form and exhibits must be initialed and dated. DO NOT use masking materials to make corrections. If a certificate is allowed, you will be requested to send a check paybable to "Treasurer of the United States" in the amount of \$320 for issuance of the certificates will be issued to owner, not licensee or agent.

Plant Variety Protection Office Telephone: (301) 504-5518 FAX: (301) 504-5291

Homepage: http://www.ams.usda.gov/science/pvpo/pvp.htm

#200700124

ITEM

18a. Give:

- (1) the genealogy, including public and commercial varieites, lines, or clones used, and the breeding method
- (2) the details of subsequent stages of selection and multiplication;
- (3) evidence of uniformity and stability; and
- (4) the type and frequency of variants during reproduction and multiplication and state how these variants may be identified
- 18b. Give a summary of the variety's distinctness. Clearly state how this application variety may be distinguished from all other varieties in the same crop. If the new variety is most similar to one variety or a group of realted varieties:
  - (1) Identify these varieties and state all differences objectively;
  - (2) attach statistical data for characters expressed numerically and demonstrate that these are clear differences; and
  - (3) submit, if helpful, seed and plant specimens or photographs (prints) of seed and plant comparisons which clearly indicate distinctness.
- 18c. Exhibit C forms are available from the PVPO Office for most crops; specify crop kind. Fill in Exhibit C (Objective Description of Variety) form as completely as possible to describe your variety.
- 18d. Optional additional characteristics and/or photographs. Describe any additional characteristics that cannot be accurately conveyed in Exhibit C. Use comparative varieties as is necessary to reveal more accurately the characteristics that are difficult to describe, such as plant habit, plant color, disease resistance, etc.
- 18e. Section 52(5) of the Act requires applicants to furnish a statement of the basis of the applicant's ownership. An Exhibit E form is available from the PVPO.
- 19. If "Yes" is specified (seed of this variety be sold by variety name only, as a class of certified seed), the applicant MAY NOT reverse this affirmative decision after the variety has been sold and so labeled, the decision published, or the certificate issued. However, if "No" has been specified, the applicant may change the choice. (See Regulations and Rules of Practice, Secion 97.103).
- 22. See Sections 41, 42, and 43 of the Act and Section 97.5 of the regulations for eligibility requirements.
- 23. See Section 55 of the Act for instructions on claiming the benefit of an earlier filing date.
- 21. CONTINUED FROM FRONT (Please provide a statement as to the limitation and sequence of generations that may be certified.)
- 22. CONTINUED FROM FRONT (Please provide the date of first sale, disposition, transfer, or use for each country and the circumstances, if the variety (including any harvested material) or a hybrid produced from this variety has been sold, disposed of, transferred, or used in the U.S. or other countries.)

February 27, 2006 USA

23. CONTINUED FROM FRONT (Please give the country, date of filing or issuance, and assigned reference number, if the variety or any component of the variety is protected by intellectual property right (Plant Breeder's Right or Patent).)

ROUNDUP READY®:

These seeds are covered under U.S. Patents 5,633,435; 5,352,605; 5,530,196; 5,188,642; 4,940,835; 5,717,084; 5,728,925; and 5,804,425.

NOTES: It is the responsibility of the applicant/owner to keep the PVPO informed of any changes of address or change of ownership or assignment or owner's representative during the life of the application/certificate. There is no charge for filing a change of address. The fee for filing a change of ownership or assignment or any modification of owner's name is specified in Section 97.175 of the regulations. (See Section 101 of the Act, and Sections 97.130, 97.131, 97.175(h) of the Regulations and Rules of Practice.)

To avoid conflict with other variety names in use, the applicant must check the appropriate recognized authority. For example, for agricultural and vegetable crops, contact: Seed Branch, AMS, USDA, Room 213, Building 306, Beltsville Agricultural Research Center-East, Beltsville, MD 20705. Telephone: (301) 504-8089. http://www.ams.usda.gov/lsg/seed/ls-sd.htm

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to repond to a collection of information unless it displays a valid OMB control number for this collection of information is (0581-0055). The time required to complete this information collection is estimated to average 1.4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U. S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, sex, religion, age, disability, political beliefs, sexual orientation, or marital or family status. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotepe, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, DC 20250-9410 or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provider and employer.

S&T -470 (04-01) designed by the Plant Variety Protection Office with WordPerfect 6.0a. Replaces STD-470 (02-99) which is obsolete.

## DELTA AND PINE LAND APPLICATION FOR:

#### 2388028

#### **EXHIBIT A**

### Origin and Breeding History of the Variety

Summer 1999 Original cross made at Scott , MS between H5050 and DP 5806 RR

Winter 1999-2000 F1 advanced to F2 under lights in Costa Rica

Summer –Fall 2000 F2 advanced to F4 by the bulk pod method in Costa Rica

Winter 2000-2001 F4 seed planted and about 200 single plants were harvested

Summer 2001 About 200 F5 rows were planted at Scott, MS and row J01-7110 was

found to be uniform for the characteristics listed in Exhibit C of this application. Row J01-7110 was selected for apparent yield and general adaptation, based on visual assessment for these traits: absence of plant lodging, medium to tall plant height, and absence of Frog Eye leafspot. The plants in row J01-7110 were

harvested in bulk.

Summer 2002 J01-7110 was yield tested at Scott, MS and was advanced based on measured

seed yield.

Summer 2003 J01-7110 was yield tested at 8 locations in southern US. It was advanced based

on measured seed yield, and resistance to stem canker. Individual plants were harvested out of the border rows to begin the purification process. Purity rows

were grown at a winter nursery.

Summer 2004 J01-7110 was yield tested at 13 locations in southern US. Purity plots were

harvested providing 280 pounds of seed. 25 pounds of seed was sent to winter

nursery in Argentina for increase.

Summer 2005 J01-7110 was yield tested at 13 locations in southern US. Two acres were

planted for increase. Approximately 75 units (50 pound) were produced. After four years of testing J01-7110 has been observed to be uniform and genetically stable over generations for characteristics listed in Exhibit C of this application. Variety name 2388028 was assigned. No variants were observed.

# DELTA AND PINE LAND APPLICATION FOR:

## 2388028

#### Exhibit B

#### Statement of Distinctness

#### **NOVELTY STATEMENT**

To our knowledge, 2388028 most resembles DP 5914 RR (variety 4183026). Differences include but are not restricted to the following:

- 1. 2388028 has white flower color, whereas DP 5914 RR has purple flowers.
- 2. 2388028 matures 3 days later than DP 5914 RR

Form Approved - OMB No. 0581-0055

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this collection of information is (05810055). The time required to complete this information collection is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, sex, religion, age, disability, political beliefs, sexual orientation, and marital or family status. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact the USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 328V, Whitten Building, 14th and Independence Avenue, SW, Washington, DC 202569410 or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provider and employer.

U.S. DEPARTMENT OF AGRICULTURE AGRICULTURAL MARKETING SERVICE SCIENCE AND TECHNOLOGY PLANT VARIETY PROTECTION OFFICE BELTSVILLE, MD 20705 EXHIBIT C (Soybean)

## OBJECTIVE DESCRIPTION OF VARIETY SOYBEAN (Glycine max (L.) Merr.)

|             |                                 |  | o I Blitti (Giyeme i        | mux (D.) McII.)                  |   |
|-------------|---------------------------------|--|-----------------------------|----------------------------------|---|
| NAME OF A   | PPLICANT(S)                     | TECIDIOI OCY IIO                         | I DDIO COLORAN              | . I I C                          | FOR OFFICIAL USE ONLY                             |
| ADDRESS (S  | treet and No. or R.F.D. No., (  | TECHNOLOGY HO City, State, and ZIP Code) | LDING COMPANY               | r. LLC.                          | #2"0°070124                                       |
|             | PL TECHNOLOG<br>BOX 157         | BY HOLDING COME                          | PANY, LLC.                  |                                  | VARIETY NAME<br>2388028                           |
| SCC         | OTT, MISSISSIPP                 | I 38772                                  |                             |                                  | TEMPORARY OR EXPERIMENTAL DESIGNATION J01-7110 RR |
| PLEASE I    | READ ALL INSTRUC                | TIONS CAREFULLY: Plac                    | e the appropriate number    | that describes the var           | ietal character of this variety in the boxes      |
|             | o in the first box (e.g         | 9 9 9 or                                 | 0 9 ) when num              | ber is either 99 or less         | or 9 or less respectively. Data for               |
| plant char  | acters should be based          | on a minimum of 100 plants               | s. Comparative data sho     | uld be determined from           | n varieties entered in the same trial. Royal      |
| Horticultu  | ral Society or any reco         | gnized color standard may                | be used to determine plan   | t colors; designate sys          | tem used:   |
| Please ansv | wer all questions for yo        | our variety; lack of response            |                             |                                  |   |
| A. MORI     | PHOLOGY                         |  |                             |                                  |   |
| Seed Shap   | e:                              |  |                             |                                  |   |
| 2           | 1 = Spherical (L/W, L/T, and    | T/W ratios < 1.2)                        | 2 = Spheric<br>(L/W ratio   | al-Flattened<br>> 1.2; L/T ratio | < 1.2)  |
|             | 3 = Elongate<br>(L/T ratio > 1. | 2; T/W ratio < 1.2)                      | 4 = Elongat<br>(L/T ratio > | e-Flattened<br>> 1.2;T/W ratio > | • 1.2)  |
| Seed Coat   | Color:                          |  |                             |                                  |   |
| 1           | 1 = Yellow                      | 2 = Green                                | 3 = Brown                   | 4 = Black                        | 5 = Other<br>(Please Specify)                     |
| Seed Coat   | Luster:                         |  |                             |                                  |   |
| 1           | 1 = Dull                        | 2 = Shiny                                |                             |                                  |   |
| Seed Size:  |                                 |  |                             |                                  |   |
| 1 3         | grams/100 s                     | eeds                                     |                             |                                  |   |
| Hilum Colo  | or:                             |  |                             |                                  |   |
| 6           | 1 = Buff<br>6 = Black           | 2 = Yellow<br>7 = Other (Pleas           | 3 = Brown                   | 4 = Gray                         | 5 = Imperfect Black                               |

### A. MORPHOLOGY (Continued)

**Cotyledon Color:** 

$$1 = Yellow$$

#200700124

**Seed Protein Peroxidase Activity:** 

$$2 = High$$

**Hypocotyl Color:** 

('Woodworth' or 'Tracy')

4 = Dark Purple extending to unifoliolate leaves ('Hodgson', 'Coker', or 'Hampton 266A')

Leaf Shape:

$$3 = Ovate$$

$$4 = Other (Please Specify)$$

Flower Color:

$$1 \quad 1 = White$$

**Pod Color:** 

$$1 \quad 1 = Tan$$

$$3 = Black$$

**Pubescence Color:** 

$$2 = Brown (Tawny)$$

Plant Habit:

$$1 = Determinate$$

**Maturity Group:** 

$$1 = 000$$
$$6 = III$$

$$2 = 00$$
$$7 = IV$$

$$3 = 0$$

$$4 = I$$
$$9 = VI$$

$$5 = II$$

$$7 = IV$$
$$12 = IX$$

$$8 = V$$
$$13 = X$$

$$9 = VI$$

$$14 = XI$$

$$10 = VII$$
$$15 = XII$$

Maturity Subgroup:

Please enter a value from 0 - 9

#### B. DISEASE REACTIONS

$$2 = Resistant$$

**Bacterial** 

- Bacterial Pustule (Xanthomonas campestris pv. glycines (Nakano) Dye)
- Bacterial Blight (Pseudomonas syringae pv. glycinea (Coerper) Young, Dye, & Wilkie)
- Wildfire Blight (Pseudomonas syringae pv. tabaci (Wolf & Foster) Young, Dye, & Wilkie)

| В. І  | DISEASE REAC    | TIO               | NS (Continued)           | (      | 0 = Not Tested     | 1     | = Susceptible              | 2 = Resistant    | 3 = |
|-------|-----------------|-------------------|--------------------------|--------|--------------------|-------|----------------------------|------------------|-----|
| Fung  | $\neg$          |                   |                          |        |                    |       |                            | #20 <sub>0</sub> | 7   |
| 0     | Brown Spot      | (Septe            | oria glycines He         | mmi)   |                    |       |                            |                  |     |
|       | Frogeye Leaf    | f Spot            | t (Cercospora so         | jina 1 | Hara)              | ٠     |                            |                  |     |
| 0     | race 1          |                   | 0                        | r      | race 2             |       | 0 race 3                   | 0 race           | 4   |
| 0     | race 5          |                   | 0                        | 1      | race 6             |       | 0 Other                    | (Please Specify) |     |
| 0     | Target Spot     | (Cory             | nespora cassiico         | ola (B | erk. & Curt.) Wei  | )     |                            |                  |     |
| 0     | Downey Mild     | lew ( <i>l</i>    | Peronospora trif         | olioru | um var. manchurid  | ca (l | Naum.) Syd. ex G           | äum)             |     |
| 0     | Powdery Mile    | dew (             | Microsphaera d           | iffusa | c Cke. & Pk.)      |       |                            |                  |     |
| 0     | Brown Stem      | Rot (             | Phialophora gre          | gata 1 | (Allington & Chan  | nbei  | rlain) W. Gams.)           |                  |     |
| 2     | Stem Canker     | (Dia <sub>l</sub> | porthe phaseolo          | rum (  | Cke. & Ell.) Sacc. | var   | c. caulivora Athow         | & Caldwell)      |     |
| 0     | Pod and Sten    | ı Blig            | ht ( <i>Diaporthe p</i>  | haseo  | lorum (Cke. & Ell  | .) S  | acc. var. <i>sojae</i> (Le | hman) Wehm.)     |     |
| 0     | Purple Seed S   | Stain             | (Cercospora kik          | uchii  | (T. Matsu. & Ton   | noya  | asu) Gardener)             |                  |     |
| 0     | Rhizoctonia R   | Root I            | Rot ( <i>Rhizoctonia</i> | i sola | ni Kühn)           |       |                            |                  |     |
| hytop | ohthora Root Ro | ot ( <i>Ph</i>    | ytophthora meg           | asper  | rma Drechs. f. sp. | glyc  | <i>inea</i> (Kuan & Erv    | vin))            |     |
| 0     | race 1          | 0                 | race 8                   | 0      | race 15            | 0     | race 22                    |                  |     |
| 0     | race 2          | 0                 | race 9                   | 0      | race 16            | 0     | race 23                    |                  |     |
| 0     | race 3          | 0                 | race 10                  | 0      | race 17            | 0     | race 24                    |                  |     |
| 0     | race 4          | 0                 | race 11                  | 0      | race 18            | 0     | race 25                    |                  |     |
| 0     | race 5          | 0                 | race 12                  | 0      | race 19            | 0     | race 26                    |                  |     |
| 0     | race 6          | 0                 | race 13                  | 0      | race 20            | 0     | Other (Please Sp           | pecify)          |     |
| 0     | race 7          | 0                 | race 14                  | 0      | race 21            |       |                            |                  |     |

0 Bud Blight (Tobacco Ringspot Virus)

Yellow Mosaic (Bean Yellow Mosaic Virus)

**Tolerant** 

00124

| B. D  | ISEASE REACTIONS (Continued)          | 0 = Not Tested      | 1 = Susceptible     | 2 = Resistant | 3 = Tolerant |
|-------|---------------------------------------|---------------------|---------------------|---------------|--------------|
| 0     | Cowpea Mosaic (Cowpea Chlorotic V     | Virus)              |                     | #200          | 700124       |
| 0     | Pod Mottle (Bean Pod Mottle Virus)    |                     |                     |               |              |
| 0     | Seed Mottle (Soybean Mosaic Virus)    |                     |                     |               |              |
| Nema  | tode                                  |                     |                     |               |              |
| Soybe | an Cyst Nematode (Heterodera glycines | Ichinohe)           |                     |               |              |
| 1     | race 1 0 race 4                       | 0 race 9            | •                   |               |              |
| 0     | race 2 0 race 5                       | 2 race 1            | 4                   |               |              |
| 2     | race 3 0 race 6                       | Other               | (Please Specify)    |               |              |
| 0     | Lance Nematode (Hoplolaimus colum     | bus Sher)           |                     |               |              |
| 1     | Southern Root Knot Nematode (Melo     | idogyne incognita ( | Kofoid & White) Chi | twood)        |              |
| 0     | Northern Root Knot Nematode (Melo     | idogyne hapla Chit  | wood)               |               |              |
| 0     | Peanut Root Knot Nematode (Meloide    | ogyne arenaria (Nea | d) Chitwood)        |               |              |
| 0     | Reniform Nematode (Rotylenchus ren    | iformus Linwood &   | z Olivera)          |               |              |
| 0     | Javanese Nematode (Meloidogyne java   | unica (Treub) Chity | vood)               |               |              |
| 0     | Other Nematode (Please Specify)       |                     |                     |               |              |
| C. PH | YSIOLOGICAL RESPONSES                 | 0 = Not Tested      | 1 = Susceptible     | 2 = Resistant | 3 = Tolerant |
| 0     | Iron Chlorosis on Calcareous Soil     |                     |                     |               |              |
| 0     | Phosphorus                            | Other               | (Please Specify)    |               | <del></del>  |
| 0     | Boron                                 |                     |                     |               |              |
| 0     | Aluminum                              |                     |                     |               |              |
| 3     | Salt                                  |                     |                     |               |              |
| 0     | Drought                               |                     |                     |               |              |

| D. IN                      | SECT REACTIONS   | 0 = Not Tested   | 1 = Susceptible                               | 2 = Resistan                       | t 3 =                 | Tolerant                   |             |
|----------------------------|--|--|---|------------------------------------|-----------------------|----------------------------|-------------|
| 0                          | Mexican Bean Beetle (Epilac                                      | hna varivestis Mulsant)                                  |   | #2(                                | 07                    | 0 0 1                      | 2 4         |
| 0                          | Potato Leaf Hopper (Empoas                                       | ca fabae (Harris))                                       |   |                                    |                       |                            |             |
| 0                          | Other (Please Specify)   |  |   |                                    |                       |                            |             |
| E. HE                      | ERBICIDE REACTIONS   | 0 = Not Tested   | 1 = Susceptible                               | 2 = Resistan                       | t                     |                            |             |
| 0                          | Metribuzin   |  |   |                                    |                       |                            |             |
| 0                          | Bentazone  |  |   |                                    |                       |                            |             |
| 0                          | Sulfonylurea   |  |   |                                    |                       |                            |             |
| 2                          | Glyphosate   |  |   |                                    |                       |                            |             |
| 0                          | Glufosinate  |  |   |                                    |                       |                            |             |
| 0                          | Pendimethalin  |  |   |                                    |                       |                            |             |
|                            | Other (Please Specify)   |  |   |                                    |                       |                            |             |
| F. TR                      | ANSGENIC COMPOSITION   | This variety contains th                                 | ie Monsanto Round                             | lup <sup>M</sup> Ready ti          | ransfor               | mant 403                   | -2          |
| Has the                    | development of the subject va<br>removal of genetic material fro | riety included the insertion on the application variety? | of genetic material f                         |                                    |                       | than a soy                 | bean,       |
| If yes, p                  | lease complete the following in                                  | formation requests*. Use                                 | additional pages if ne                        | cessary.                           | X                     |                            |             |
|                            | se state the vector's name:<br>se state the vector component     | S:   |   | у                                  | es                    | no                         |             |
| 3. Plea                    | se describe the genetic materi                                   | al successfully transferred                              | into the subject variet                       | y:                                 |                       |                            |             |
|                            | se describe the insertion proto                                  |  | ·   | •                                  |                       |                            |             |
| the                        | terature citation(s) explaining "Transgenic Composition" por     | tion of this form.                                       |   |                                    |                       |                            |             |
| 2388028<br><b>1461</b> (19 | 3 is a Roundup Ready ™ vari<br>95)                               | ery derived from the Mons                                | anto transformant 40-                         | ·3-2 . Please see                  | Crop S                | cience 35:1                | 1451-       |
| G. BIO                     | CHEMICAL MARKERS   |  |   |                                    |                       |                            |             |
| (e.g. Sin                  | escribe any biochemical informable Sequence Repeats, Restriction | nation here, which you beliction Fragment Length Pol     | eve will be helpful in<br>ymorphisms, Isozymi | further describ<br>c Characterizat | ing the s<br>ion). Us | subject vai<br>se addition | riety<br>al |

# D&PL TECHNOLOGY HOLDING COMPANY, LLC. PLANT VARIETY PROTECTION APPLICATION FOR:

## 2388028

### **EXHIBIT D**

## Yield Data Variety 2388028

| 2004-2006 Midso | uth   |      |      |      |
|-----------------|-------|------|------|------|
| NAME            | YIELD | MAT  | HT   | LODG |
| 2388028         | 57.7  | 18.9 | 30.9 | 1.2  |
| DP 5634 RR      | 57.4  | 12.8 | 32.0 | 2.1  |
| DP 5915 RR      | 57.0  | 18.8 | 32.4 | 1.8  |
| DP 5414 RR      | 55.7  | 11.6 | 35.6 | 2.1  |
| DP 5808 RR      | 53.9  | 14.3 | 33.6 | 2.3  |
|                 |       |      |      |      |
| Locations       | 29    | 6    | 16   | 12   |

Yield Bushels per acre

Maturity Days

Height Plant height in inches

Lodging Rated as 1 = all plants upright to 5 = all plants prostrate

| LS. DEPARTMENT OF AGRICULTURE AGRICULTURAL MARKETINO SERVICE EXHIBITE STATEMENT OF THE BASIS OF OWNERSHIP  1. NAME OF APPLICANT(3)  DAPL TECHNOLOGY HOLDING COMPANY, LLC.  4. ADDRESS (Street and No., or R.F.O. No., City, Siste, and City. and Country)  P.O. BOX 157  SCOTT, MISSISSIPPI 38772  8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  7. PVPO NUMBER #2 0 0 7 0 0 1 2 4  8. Does the applicant (individual or company) a U.S. national or a U.S. based company? If no, please explain.  9. Is the applicant the original rights to variety were owned by Individually, is (age) the original owner(s) a U.S. National(s)?  10. Is the applicant girls to variety were owned by a company(les), is (are) the original owner(s) a U.S. based company?  11. Additional explanation on ownership (if needed, use the reverse for exid space).  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybcan cultivars.  Please NOTE:  NO if no, give name of country  NO if no, give name of countr | REPRODUCE LOCALLY. Include form number and edition date on a   | ill reproductions.  | FORM APPROVED - OMB No. 0581-005                   |
|--|--|---|--|
| EXHIBIT E STATEMENT OF THE BASIS OF OWNERSHIP  1. NAME OF APPLICANT(S)  D&PL TECHNOLOGY HOLDING COMPANY, LLC.  2. TEMPORARY DESIGNATION  D&PL TECHNOLOGY HOLDING COMPANY, LLC.  4. ADDRESS (Steet and No. or R.F.D. No., City, State. and Z.P., and Country)  P.O. BOX 157  SCOTT, MISSISSIPPI 38772  5. TELEPHONE (Include area oof6)  62.742.4141  662.742.3182  7. PUPO NUMBER  # 2 0 0 7 0 0 1 2 4  6. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain. X YES NO  10. Is the applicant (individual or company) a U.S. national or a U.S. based company? If no, give name of country. X YES NO  10. Is the applicant dights to variety were owned by individual(s), is (are) the original owner(s) a U.S. hasod company?  b. If the original rights to variety were owned by a company(se), is (are) the original owner(s) a U.S. based company?  11. Additional explanation on ownership (If needed, use the reverse for extra apace):  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  12. If the rights to the variety are owned by the company which employed the original owner(s) a U.S. based company?  13. If the sights to the variety are owned by the company which provides tolerance to glyphosate herbicide in soybean cultivars.  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  1. If the rights to the variety are owned by the company which employed the original breader, that person must be a U.S. national rational of a UPOV member country, or national of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety are owned by the company which employed the original breader, the original breader of the U | U.S. DEPARTMENT OF AGRICULTURE   |   |  |
| STATEMENT OF THE BASIS OF OWNERSHIP  1. NAME OF APPLICANT(S)  D&PL TECHNOLOGY HOLDING COMPANY, LLC.  4. ADDRESS (Steet and No., or R.F.D. No., City, State, and ZiP, and Country)  P.O. BOX 157  SCOTT, MISSISSIPPI 38772  5. TELEPHONE (Include area octo)  662.742.4141  662.742.3182  7. PVPO NUMBER  # 2 0 0 7 0 0 1 2 4  8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  YES NO  9. Is the applicant the original owner?  a. If the original rights to variety were owned by individual(s), is fare; the original owner(s) a U.S. National(s)?  NO If no, give name of country  b. If the original rights to variety were owned by a company/(ses), is (are) the original owner(s) a U.S. based company?  11. Additional explanation on ownership (if needed, use the reverse for extra space):  12. Telephone (individual or company) and individual(s), is fare; the original owner(s) a U.S. National(s)?  NO If no, give name of country  12. Based company?  13. Additional explanation on ownership (if needed, use the reverse for extra space):  14. Additional explanation on ownership (if needed, use the reverse for extra space):  15. If the original owner(s) a U.S. based company?  16. If no, give name of country  17. Additional explanation on ownership (if needed, use the reverse for extra space):  18. If the original explanation on ownership (if needed, use the reverse for extra space):  19. If no give name of country  11. Additional explanation on ownership (if needed, use the reverse for extra space):  11. If the rights to the variety are owned by the company which endoyed the original breader(s), the company must be U.S. based owned by nationals of a UPOV member country, or mational of a UPOV member country, or mational of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.  1. If the rights to the variety are owned by the company which endoyed the original owner and the applicant must | AGRICULTURAL MARKETING SERVICE   |   |  |
| STATEMENT OF THE BASIS OF OWNERSHIP  1. NAME OF APPLICANT(S)  D&PL TECHNOLOGY HOLDING COMPANY, LLC.  2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER JOI-7110 2388028  3. VARIETY NAME 2388028  4. ADDRESS (Street and No., or R.F.D. No., City, State. end 2P., and Country) P.D. BOX 157 SCOTT, MISSISSIPPI 38772  7. PVFO NUMBER # 2 0 0 7 0 0 1 2 4  8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  X YES NO  Is the applicant (Individual or company) a U.S. national or a U.S. based company? If no, please explain.  X YES NO  Is the applicant the original owner?  a. If the original rights to variety were owned by individual(s), is (are) the original owner(s) a U.S. National(s)?  b. If the original rights to variety were owned by a company(les), is (are) the original owner(s) a U.S. based company?  11. Additional explanation on ownership (if needed, use the reverse for extra space):  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  PLEASE NOTE:  Plant variety protection can only be afforded to the owners (not Beensees) who meet the following criteria:  1. If the rights to the variety are owned by the company which encoders a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  PLEASE NOTE:  Plant variety protection can only be afforded to the owners (not Beensees) who meet the following criteria:  1. If the rights to the variety are owned by the company which encoders the original protection to nationals of the U.S. based, owned by the original owner of the original protection to nationals of the U.S. based owned by the original owner, both the original protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety are owned by the company which encoders the original owner and the applicant must meet one of the above criteria.  3. If the protection of the var | EVIUDIT F  |   |  |
| 1. NAME OF APPLICANTICS)  D&PL TECHNOLOGY HOLDING COMPANY, LLC.  2. TEMPORARY DESIGNATION CREPTEMBERTAL NUMBER 2388028  2388028  3. VARIETY NAME 2388028  5. TELEPHONE (Include area code) 662.742.3182  7. PVPO NUMBER 7. PVPO NUMBER 7. PVPO NUMBER 7. PVPO NUMBER 8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  2. The proposed of the following: 2. The proposed of the following: 2. The original rights to variety were owned by individual(s), is (are) the original owner(s) a U.S. National(s)?  10. If the original rights to variety were owned by a company(les), is (are) the original owner(s) a U.S. based company?  11. Additional explanation on ownership (if needed, use the reverse for extra space):  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  11. If the rights to the variety were owned by the original breader, that person must be a U.S. hadronal, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety were owned by the original breader, that person must be a U.S. hadronal, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety were owned by the original owner, both the Original breader(s), the company must be U.S. based, owned by nationals of a UPOV member country, or anatonal of a country which affords similar protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety are owned by the original owner, both the original owner and the applicant must meet one of the above criteria.  2. If the rights to the variety are owned by the original owner, both the original owner and the applicant must meet one of the above criteria. |  | confidential until the certificate is issi  | ued (7 U.S.C. 2426).                               |
| D&PL TECHNOLOGY HOLDING COMPANY, LLC.  4. ADDRESS (Street and No., or R.F.D. No., City, State. end ZiP, and Country)  P.O. BOX 157 SCOTT, MISSISSIPPI 38772  8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  7. PVPO NUMBER  # 2 0 0 7 0 0 1 2 4  8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  8. Does the applicant (Individual or company) a U.S. national or a U.S. based company? If no, give name of country.  9. Is the applicant (Individual or company) a U.S. national or a U.S. based company? If no, please answer and of the following:  a. If the original rights to variety were owned by individual(s), is (are) the original owner(s) a U.S. hased company?  b. If the original rights to variety were owned by a company(les), is (are) the original owner(s) a U.S. based company?  11. Additional explanation on ownership (If needed, use the reverse for extra space):  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  PLEASE NOTE:  Plant variety protection can only be afforded to the owners (not Boensees) who meet the following criteria.  1. If the rights to be variety are owned by the company which employed the original breader, that person must be a U.S. national, national of a UPOV member country, or national of a ountry which affords similar protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety are owned by the company which employed the original breader, the original breader he rights to the variety are owned by the company which employed the original breader he rights to the variety are owned by the company which employed the original breader he rights to the variety are owned by the company which employed the original breader he rights to the variety are owned by the company which employed the original breade |  |   | T  |
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| P.O. BOX 157 SCOTT, MISSISSIPPI 38772  6. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  7. PVPO NUMBER  # 2 0 0 7 0 0 1 2 4  6. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. If no, please explain.  9. Is the applicant (individual or company) a U.S. national or a U.S. based company? If no, give name of country.  10. Is the applicant the original owner?  2. If the original rights to variety were owned by a company(les), is (are) the original owner(s) a U.S. National(s)?  NO If no, give name of country  11. Additional explanation on ownership (if needed, use the reverse for extra space):  2388028 contains a proprietary gene, patented by the Monsanto Company and licensed to D&PL, which encodes a protein which provides tolerance to glyphosate herbicide in soybean cultivars.  PLEASE NOTE:  PLEASE NOTE:  Plant variety protection can only be afforded to the owners (not licensees) who meet the following criteria:  1. If the rights to the variety are owned by the original breeder, that person must be a U.S. national, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.  2. If the rights to the variety are owned by the company which employed the original breeder(s), the company must be U.S. based, owned by nationals of a UPOV member country, or national of a DUPOV member country, or owned by nationals of a UPOV member country, or owned by nationals of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.  3. If the spicicant is an owner who is not the original owner, both the original owner and the applicant must meet one of the above criteria.  The original breeder/cowner may be the individual or company who directed the final breeding. See Section 41(a)(2) of the Plant Variety Protection Act for definitions.  3. If the explica | 4. ADDRESS (Street and No., or R.F.D. No., City, State,  | 5. TELEPHONE (Include area  | 6. FAX (Include area code)                         |
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| control number. The valid UNIS control number for this information collection is obst-0055. The time required to complete this information collection is estimated to average 0.1 hour per response, including the time for reviewing the instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.  The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs on the basis of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation, and martial or familial status. (Not all prohibited bases apply to all programs). Persons with disabilities who popular all controls are programs of the particular description of a prohibit of the programs.)  |  |   |  |
| The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs on the basis of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation, and marital or familial status. (Not all prohibited bases apply to all programs). Persons with disabilities who require alternative persons with a program information of the programs.)  | Control flumber, The Valid Civib control number for this information collection is 0.581-0055  | The time required to complete this information collec-                            | tion is astimated to everyge 0.1 hour per reprense |
|  | The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs on the and marital or familial status. (Not all prohibited bases apply to all programs). Persons with a | ne basis of race, color, national origin, gender, religion                        | and disability political beliefs sexual examplion  |

ST-470-E (07-01) Designed by the Plant Variety Protection Office using Word 2000. Replaces ST-470-E (04-99), which is obsolete.

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, D.C. 20250-9410 or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provide and employer.

Form Approved OMB NO 0581-0055

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0055. The time required to complete this information collection is estimated to average 5 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program (Not all prohibited bases apply to a programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is a equal opportunity provider and employer.

U.S. DEPARTMENT OF AGRICULTURE AGRICULTURAL MARKETING SERVICE SCIENCE AND TECHNOLOGY PLANT VARIETY PROTECTION OFFICE BELTSVILLE, MD 20705

EXHIBIT F
DECLARATION REGARDING DEPOSIT

| NAME OF OWNER (S)  D&PL Technology Holding  Company, LLC. | ADDRESS (Street and No. or RD No., City, State, and Zip Code and Country) P.O. Box 157 Scott, Mississippi 38772 | TEMPORARY OR EXPERIMENTAL DESIGNATION J01-7110 |  |
|---|---|--|--|
|   | USA   | VARIETY NAME 2388028                           |  |
| NAME OF OWNER REPRESENTATIVE (S)                          | ADDRESS (Street and No. or RD No., City, State, and Zip Code and Country)                                       | FOR OFFICIAL USE ONLY                          |  |
| Kelly Casavechia<br>Research Coordinator                  | P.O. Box 157<br>Scott, Mississippi 38772  | PVPO NUMBER<br>200700124                       |  |

I do hereby declare that during the life of the certificate a viable sample of propagating material of the subject variety will be deposited, and replenished as needed periodically, in a public repository in the United States in accordance with the regulations established by the Plant Variety Protection Office.

Signature

Date